



Sallye M. Rayford, Manager
Correspondence and Mail Division

SUBJECT: Receipt of Papers and Fees Filed Under 37 CFR 1.10 by
Express Mail

The filing date of _____ is the correct date. The date on Express Mail label under 37 CFR 1.10 is _____. On that date the PTO was closed all day due to _____ adverse weather conditions (authorized by the Office of Personnel Management) or _____ a normally scheduled Federal holiday within the District of Columbia. In accordance with 37 CFR 1.6, the papers have been stamped with the next succeeding day which is not a Saturday, Sunday, or Federal holiday within the District of Columbia. The provision of 35 U.S.C. 21 (b) apply.

The papers were not stamped with the date on the certificate of mailing by Express Mail because the date on the certificate does not coincide with the date of deposit on the Express Mail label which the PTO takes evidence of when the package was mailed.

The date on the certificate of mailing by Express Mail is 12/4

The date on the Express Mail label is 12/5.

The date of receipt in the PTO is 12/6.

Therefore, the filing date is 12/5.

The papers are not entitled to the benefits of 37 CFR 1.10 because:
the date requested by applicant is a week-end date, Patent and Trademark

does not honor weekend dates the next official date is. 12/5

SIGNED: Gudson

DATE: 12/7